

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION

FILED BY *lf* D.C.  
05 DEC 15 AM 10:47

THOMAS M. GOULD  
CLERK, U.S. DISTRICT COURT  
W.D. OF TENNESSEE

MICHAEL TROY EVANS,

Petitioner,

vs.

BRUCE PEARSON,

Respondent.

X  
X  
X  
X  
X  
X  
X  
X  
X  
X  
X

No. 05-2904-B/V

ORDER DIRECTING PETITIONER TO FILE AN IN FORMA PAUPERIS AFFIDAVIT  
OR PAY THE HABEAS FILING FEE

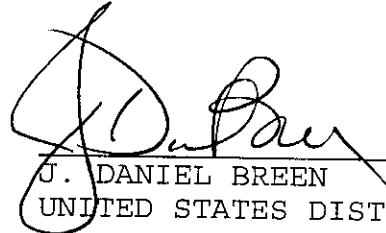
Petitioner Michael Troy Evans, Bureau of Prisons inmate registration number 15125-074, an inmate at the Federal Correctional Institution in Memphis ("FCI-Memphis"), filed a pro se petition pursuant to 28 U.S.C. § 2241 on December 7, 2005. The Clerk shall record the respondent as FCI-Memphis Warden Bruce Pearson.

A habeas petition carries a filing fee of five dollars (\$5.00). 28 U.S.C. § 1914(a). Evans's petition is not accompanied by either the filing fee or a motion to proceed in forma pauperis. Accordingly, Evans is ORDERED either to submit a properly completed in forma pauperis affidavit demonstrating his indigency, along with an inmate trust fund account statement, or pay the filing fee

2

within thirty (30) days of the entry of this order. The Clerk is ORDERED to mail a copy of the prisoner in forma pauperis affidavit to petitioner along with this order.<sup>1</sup> Failure to timely comply with any requirement of this order will result in dismissal of the petition without further notice for failure to prosecute.

IT IS SO ORDERED this 14<sup>th</sup> day of December, 2005.

  
J. DANIEL BREEN  
UNITED STATES DISTRICT JUDGE

---

<sup>1</sup> In the interest of expediting this matter, petitioner is advised that, if his inmate trust fund account has a balance of at least twenty-five dollars (\$25.00), an application to proceed in forma pauperis will be denied.



## Notice of Distribution

This notice confirms a copy of the document docketed as number 2 in case 2:05-CV-02904 was distributed by fax, mail, or direct printing on December 16, 2005 to the parties listed.

---

Michael Troy Evans  
FCI - Memphis  
15125-074  
P.O. Box 34550  
Memphis, TN 38184--055

Honorable J. Breen  
US DISTRICT COURT